IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE NINETEENTH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MS JUSTICE G.ROHINI

WRIT PETITION NO : 8564 of 2005

Between:

1 A.M. Madhiazhagan, S/o. A.E. Munaswamy, Hindu
Rep. by his Father A.E. Munaswamy R/o. Narayanavanam, Puttur Mandal, Chittoor District.
2 O. Bharathi, D/o. Sundaram, Rep. by her Father O. Sundaram

R/o. Narayanavanam, Puttur Mandal, Chittoor District.

..... PETITIONERS

AND

1 The State Convener, DIET Cet 2005 & Regional Joint Director of School

Education, Andhra Pradesh, Hyderabad - 27.
2 The Principal District Institute of Education & Training, Karvetinagar, Puttur

Mandal, Chittoor District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a Writ order or direction more particularly one in the nature of Writ of Mandamus Declare the fixation of age limit one should have completed 17 years as on 1-7-2005 in terms of D.Ed common Entrance Test 2005 instead of 1-9-2005 amounts to erroneous, arbitrary and contrary to law and violative of Art. 14, 19 and 21 of the Constitution of India and consequently direct the respondents to permit the petitioners to appear and write D.Ed Common Entrance Test 2005 which is schedule to be fixed on 29-5-2005 or any other subsequent date and to pass necessary order or orders as this Hon'ble Court may deem fit.

Counsel for the Petitioners: MR.T.C.KRISHNAN

Counsel for the Respondents: GP FOR EDUCATION

The Court at the stage of admission made the following :

O R D E R:

This writ petition is filed seeking a declaration that the fixation of age limit by the respondents that the candidates to appear for the D.Ed Common Entrance Test 2005 should have completed 17 years as on 01-07-2005 instead of 01-09-2005 is arbitrary and illegal.

When the matter is taken up for consideration, the learned Government Pleader for School Education, under instructions, states that as rightly contended by the petitioners it should have been mentioned as 01-09-2005, but due to a typographical error, the date was mentioned as 01-07-2005. The learned Government Pleader also states that the mistake has been rectified and the necessary circulars have also been issued to that effect.

Accordingly, recording the statement of the learned Government Pleader, the writ petition is disposed of with a direction to the respondents to permit the petitioners to appear for the D.Ed Common Entrance Test 2005, if they are otherwise eligible and have completed the age of 17 years as on 01-09-2005. No costs.

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(G.ROHINI, J)

Date: 19-04-2005

ghn

To

1 The State Convener, DIET CET 2005 & Regional Joint Director of School Education, Andhra Pradesh, Hyderabad - 27.

2 The Principal District Institute of Education & Training, Karvetinagar, Puttur Mandal, Chittoor District.

3 Two C.Cs to the Government Pleader for Education, High Court Buildings, A.P., Hyderabad (OUT)

4 Two C.D copies

THE HON'BLE MS. JUSTICE G.ROHINI

WRIT PETITION NO.8564 OF 2005

OPERATIVE PORTION (BY WIRE):

Accordingly, recording the statement of the learned Government Pleader, the writ petition is disposed of with a direction to the respondents to permit the petitioners to appear for the D.Ed Common Entrance Test 2005, if they are otherwise eligible and have completed the age of 17 years as on 01-09-2005. No costs.

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(G.ROHINI, J)

Date: 19-04-2005

Note:

1. Issue wire at party's costs.
2. Please send the bundle to the Court Masters Section after dispatch of the wire order.

B/o

ghn